

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF NEW YORK

U.S. DISTRICT COURT - N.D. OF N.Y.  
FILED  
March 17, 2003  
Lawrence K. Baerman, Clerk

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TRANSCRIPT FEES FOR UNITED STATES COURT REPORTERS

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**GENERAL ORDER 3**

Pursuant to the authorization of the Judicial Conference of the United States, it is hereby **ORDERED** that; the following maximum allowable transcript rates per page may be charged by Official Court Reporters for the Northern District of New York, as well as any Contract or Per Diem Court Reporter. The rates reflected below shall remain in effect until further order of this Court.

It is further **ORDERED** that; the Clerk of Court post the fee schedule in a prominent location at each office of the Clerk and post it to the Court Web page at *nynd.uscourts.gov*. Issues regarding billing by members of the public or bar should be brought to the attention of the Clerk of Court.

|  | <u>Original</u> | <u>Copy<br/>to Each<br/>Party</u> | <u>Each Add'l<br/>Copy to the<br/>Same Party</u> |
|--|-----------------|-----------------------------------|--|
| <u>Ordinary Transcript</u> - A transcript to be delivered within thirty (30) calendar days after receipt of order.   | 3.30            | .83                               | .55  |
| <u>Expedited Transcript</u> - A transcript to be delivered within seven (7) calendar days after receipt of an order.   | 4.40            | .83                               | .55  |
| <u>Daily Transcript</u> - A transcript to be delivered following adjournment and prior to the normal opening hour of the court on the following morning whether or not it actually is a court day. | 5.50            | 1.10                              | .83  |
| <u>Hourly Transcript</u> - A transcript of proceedings ordered under unusual circumstances to be delivered within two (2) hours.   | 6.60            | 1.10                              | .83  |

|   | <u>Original</u> | <u>Copy<br/>to Each<br/>Party</u> | <u>Each Add'l<br/>Copy to the<br/>Same Party</u> |
|---|-----------------|-----------------------------------|--|
| <u>Realtime Transcript</u> - A draft unedited transcript produced by a certified realtime reporter as a byproduct of realtime to be delivered electronically during proceedings or immediately following adjournment. | 2.75            | 1.10                              |  |

Litigants who order realtime services are required to purchase an original certified transcript of the same pages of realtime unedited transcript at the regular rates (ordinary, expedited, daily, or hourly). Litigants who order a copy of a realtime unedited transcript will be required to purchase a certified copy of the same pages of realtime unedited copies at the regular copy rates (ordinary, expedited, daily, or hourly). Court Reporters may request prepayment of fees for realtime unedited transcript prior to the start of the proceeding for which the realtime unedited transcript is ordered. Payment may not be requested from the United States Government, including fees paid pursuant to the Criminal Justice Act, or from a judge. The Court Reporter should not sell realtime unedited transcript to anyone who is not a party to the case without prior approval of the presiding judge.

#### Transcript in CJA Cases

In multi-defendant cases involving CJA defendants, no more than one transcript should be purchased from the court reporter on behalf of CJA defendants. One of the appointed counsel or the clerk of court should arrange for the duplication, at commercially competitive rates, of enough copies of the transcript for each of the CJA defendants for whom a transcript has been approved. The cost of such duplication will be charged to the CJA appropriation. This policy would not preclude the furnishing of duplication services by the court reporter at the commercially competitive rate.

DATED this 17th day of March, 2003, at Syracuse, New York.

*S/ Frederick J. Scullin, Jr*  
Chief Judge Frederick J. Scullin, Jr.

As adopted in March 1996, it is the policy of the Judicial Conference that effective June 1, 1996, a new category of "realtime unedited transcript" has been established. Realtime unedited transcript is defined as "a draft transcript produced by a Certified Realtime Reporter (CRR) as a byproduct of realtime to be delivered electronically during the proceedings or immediately following adjournment." Realtime includes the following services:

- ~ The instantaneous translation of the proceedings on a computer monitor.
- ~ The opportunity to scroll forward and backward, search the record for key words or phrases and mark portions of the text using viewer/annotation software.
- ~ The realtime unedited transcript on diskette delivered during the proceedings or at the end of the day.

A realtime unedited transcript must be clearly marked as such with a header or footer which appears at the top or bottom of each page of transcript stating, "Realtime Unedited Transcript Only." The realtime unedited transcript should not

include an appearance page, an index, or a certification. Realtime unedited transcript sold on computer diskette may be in ASCII format, or any other format requested by the ordering party and agreed to by the court reporter. It should include any notations made to the electronic file by the ordering party during the proceedings. Diskettes may not contain any protection or programming codes that would prevent copying or transferring the data.

All parties requesting realtime services shall be responsible for providing their own personal computers, viewer/annotation software, and monitors. Upon the request of the parties, reporters may make equipment and software available at no additional charge. The Court Reporter shall provide wiring and data communications connections needed to provide realtime services to these persons. Parties should coordinate and pre-test their equipment with the Court Reporter before official proceedings begin.

A Court Reporter providing realtime unedited transcript should offer comparable services to all parties to the proceeding. The primary purpose of realtime unedited transcript is to provide access to a draft transcript of the proceedings on diskette at the end of each day. It is not intended to be used in subsequent proceedings for impeachment or for any other purpose, including further distribution.

It should be noted that when realtime unedited transcript is provided, there may be two versions of the transcript for on proceeding—unofficial and official. The realtime unedited transcript may contain errors, some of which could change the accuracy or meaning of the testimony. A realtime unedited transcript will not satisfy the requirement for the reporter to provide or file a certified transcript with the district court clerk or as the record on appeal.